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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/057,640	07/23/2002	James Egbert	72854	5169

22242 7590 08/30/2004

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EXAMINER

CADUGAN, ERICA E

ART UNIT PAPER NUMBER

3722

DATE MAILED: 08/30/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Notice of Non-Responsive Amendment

Reissue Application

1. The notice of non-compliance with 37 CFR 1.121 that was mailed on August 4, 2004 was sent in error and is hereby vacated. The Office regrets any inconvenience that this notice may have caused.

2. The amendment filed June 1, 2004 does not comply with 37 CFR 1.173 because the newly-added matter has not been underlined in accordance with 37 CFR 1.173 (b) and (d), and because there are no pages separate from the pages containing the changes that set forth an explanation of the support in the disclosure of the patent for the changes made to the claims in accordance with 37 CFR 1.173 (c). See also MPEP section 1453 for a detailed explanation of 37 CFR 1.173 and the manner of making amendments in a reissue application, or if there are any questions related to MPEP section 1453 or 37 CFR 1.173, Applicant may contact Special Programs Examiner Steve Marcus at (703) 308-3872.

Accordingly, the amendment filed June 1, 2004 has not been entered.

3. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment.
EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Conclusion

Continuing Obligation

4. Applicant is reminded of the continuing obligation under 37 CFR 1.178(b) to timely apprise the Office of any prior or concurrent proceeding in which Patent No. 5,759,140 or

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RE37794 is or was involved. These proceedings would include interferences, reissues, reexaminations, and litigation.

Applicant is further reminded of the continuing obligation under 37 CFR 1.56 to timely apprise the Office of any information which is material to the patentability of the claims under consideration in this reissue application.

These obligations rest with each individual associated with the filing and prosecution of this application for reissue. See also MPEP sections 1404, 1442.01, and 1442.04.

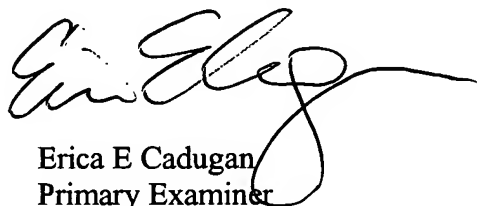
Faxing of Responses to Office Actions and Contact Information

5. In order to reduce pendency and avoid potential delays, TC 3700 is encouraging FAXing of responses to Office Actions directly into the Group at (703) 872-9306. This practice may be used for filing papers not requiring a fee. It may also be used for filing papers which require a fee by applicants who authorize charges to a PTO deposit account. Please identify the examiner and art unit at the top of your cover sheet. Papers submitted via FAX into TC 3700 will be promptly forwarded to the examiner.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Erica Cadugan whose telephone number is (703) 308-6395. The examiner can normally be reached on Monday through Thursday from 7:30 a.m. to 5:00 p.m., and every other Friday from 7:30 a.m. to 4:00 p.m. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, A.L. Wellington can be reached at (703) 308-2159. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the TC 3700 receptionist whose telephone number is (703) 308-1148.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Erica E Cadugan
Primary Examiner
Art Unit 3722

eec
August 26, 2004